

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

JAY FRANKLIN,

CASE NO. 3:12-cv-074

Plaintiff,

Judge Timothy S. Black
Magistrate Judge Michael R. Merz

-vs-

COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

JUDGMENT IN A CIVIL CASE

[] **Jury Verdict:** This action came before the Court for a trial by jury. The issues have been tried and the Jury has rendered its verdict.

Decision by Court: This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered,

IT IS ORDERED AND ADJUDGED that the Report and Recommendations of the Magistrate Judge (Doc. 12) is **ADOPTED**; the Commissioner's Objections (Doc. 13) are **OVERRULED**; that the Commissioner's Decision that the Plaintiff was not Disabled is **REVERSED**, and this case is **REMANDED** for the payment of benefits; and that the case is **CLOSED** from the docket of the Court.

Date: January 11, 2013

JOHN P. HEHMAN, CLERK

By: s/ M. Rogers
Deputy Clerk